

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

MULTICARE HEALTH SYSTEM,

Plaintiff,

v.

UNITED STATES DEPARTMENT OF
VETERANS AFFAIRS, *et al.*,

Defendants.

Case No. C18-01366 MJP

STIPULATED MOTION FOR A
STAY OF ALL PRETRIAL
DEADLINES

**Noted on Motion Calendar:
December 26, 2018.**

JOINT STIPULATION

The parties hereby jointly STIPULATE AND AGREE to stay all pretrial deadlines in the above-captioned case.

1. At the end of the day on December 21, 2018, the appropriations act that had been funding the Department of Justice expired and appropriations to the Department lapsed. At this time the Department does not know when funding will be restored by Congress.

2. Absent an appropriation, Department of Justice attorneys are prohibited from working, even on a voluntary basis, except in very limited circumstances, including “emergencies involving the safety of human life or the protection of property.” 31 U.S.C. § 1342.

1 3. The parties therefore agree to stipulate to a stay of all pending pretrial deadlines
2 and agree and request that all current deadlines for the parties be extended commensurate with
3 the duration of the lapse in appropriations.

4 4. Undersigned counsel for the Department of Justice will notify the Court as soon
5 as Congress has appropriated funds for the Department and greatly regrets any disruption caused
6 to the Court and the other litigants by a stay of pretrial deadlines in this case until Department of
7 Justice attorneys are permitted to resume their usual civil litigation functions.

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13 **SO STIPULATED.**

14 Dated this 26th day of December, 2018.

15 WINTERBAUER & DIAMOND PLLC

16 /s/ Nicholas Gillard-Byers

17 NICHOLAS GILLARD-BYERS, WSBA No. 45707

18 STEVEN H. WINTERBAUER, WSBA No. 16468

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23 Attorneys for Plaintiff

1 **SO STIPULATED.**

2 Dated this 26th day of December, 2018.

3 ANNETTE L. HAYES
4 United States Attorney

5 s/ Katie D. Fairchild
6 KATIE D. FAIRCHILD, WSBA No. 47712

7 s/ Sarah K. Morehead
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17 Attorneys for the Government

ORDER

IT IS SO ORDERED.

Dated this 3rd day of January, 2019.

A handwritten signature in black ink, appearing to read "Marsha J. Pechman", written over a horizontal line.

The Honorable Marsha J. Pechman
United States Senior District Court Judge